

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (MODIFIED)		ATTORNEY DOCKET NUMBER X-11921
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 09/830323
INTERNATIONAL APPLICATION NO. PCT/US00/15548	INTERNATIONAL FILING DATE June 6, 2000 (06.06.00)	PRIORITY DATE CLAIMED June 21, 1999 (06.21.99)
TITLE OF INVENTION: SYNERGISTIC USE OF THIAZOLIDINEDIONES WITH GLUCAGON-LIKE PEPTIDE-1 AND AGONISTS THEREOF TO TREAT METABOLIC INSTABILITY ASSOCIATED WITH NON-INSULIN DEPENDENT DIABETES		
APPLICANT(S) FOR DO/EO/US: Fatima Emitsel Yakubu-Madus		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.		
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.		
3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).		
4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.		
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))		
a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).		
b. <input type="checkbox"/> has been transmitted by the International Bureau.		
c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)..		
6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).		
7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))		
a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).		
b. <input type="checkbox"/> have been transmitted by the International Bureau.		
c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
d. <input checked="" type="checkbox"/> have not been made and will not be made.		
8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).		
10. <input type="checkbox"/> A copy of the International Preliminary Examination Report (IPER), including any annexes, and, if not in English, an English language translation of the annexes to the IPER under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11. to 16. below concern document(s) or information included:		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input type="checkbox"/> A FIRST preliminary amendment.		
<input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.		
14. <input type="checkbox"/> A substitute specification.		
15. <input type="checkbox"/> A change of power of attorney and/or address letter.		
16. <input type="checkbox"/> Other items or information:		

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 097850523		INTERNATIONAL APPLICATION NO. PCT/US00/15548	ATTORNEY'S DOCKET NUMBER X-11921																																																																						
17. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY																																																																							
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO. \$1000.00																																																																									
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International preliminary examination fee paid to USPTO (37 CRF 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$100.00																																																																									
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 860.00																																																																							
Surcharge of \$130.00 for furnishing the oath or declaration later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(e)). <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>22 - 20=</td> <td>2</td> <td>X \$18.00</td> </tr> <tr> <td>Independent claims</td> <td>4 - 3=</td> <td>1</td> <td>X \$80.00</td> </tr> <tr> <td colspan="2">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td></td> <td>+ \$270.00</td> </tr> <tr> <td colspan="2"></td> <td></td> <td>TOTAL OF ABOVE CALCULATIONS =</td> </tr> <tr> <td colspan="2"></td> <td></td> <td>\$ 958.00</td> </tr> <tr> <td colspan="2"> Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28). </td> <td></td> <td>SUBTOTAL =</td> </tr> <tr> <td colspan="2"> Processing fee of \$130.00 for furnishing English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)). TOTAL NATIONAL FEE = </td> <td>\$ 958.00</td> <td></td> </tr> <tr> <td colspan="2"> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). property + </td> <td>\$40.00 per</td> <td></td> </tr> <tr> <td colspan="2"></td> <td>TOTAL FEES ENCLOSED =</td> <td>\$ 958.00</td> </tr> <tr> <td colspan="2"></td> <td>Amount to be refunded</td> <td>\$</td> </tr> <tr> <td colspan="2"></td> <td>charged</td> <td>\$</td> </tr> <tr> <td>a. <input type="checkbox"/></td> <td colspan="3">A check in the amount of \$ _____ to cover the above fees is enclosed.</td> </tr> <tr> <td>b. <input checked="" type="checkbox"/></td> <td colspan="3">Please charge my Deposit Account No. 05-0840 in the amount of <u>\$ 958.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</td> </tr> <tr> <td>c. <input checked="" type="checkbox"/></td> <td colspan="3">The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-0840. A duplicate copy of this sheet is enclosed.</td> </tr> <tr> <td colspan="4"> NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. </td> </tr> <tr> <td colspan="2"> <u>SEND ALL CORRESPONDENCE TO:</u> ELI LILLY AND COMPANY PATENT DIVISION/MJS LILLY CORPORATE CENTER </td> <td colspan="2">  SIGNATURE <hr/> Mark J. Stewart NAME </td> </tr> <tr> <td colspan="2"> <u>April 23, 2001</u> Date </td> <td> 43,936 REGISTRATION NUMBER </td> <td> (317) 276-0280 TELEPHONE NUMBER </td> </tr> </tbody></table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	22 - 20=	2	X \$18.00	Independent claims	4 - 3=	1	X \$80.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00				TOTAL OF ABOVE CALCULATIONS =				\$ 958.00	Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).			SUBTOTAL =	Processing fee of \$130.00 for furnishing English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)). TOTAL NATIONAL FEE =		\$ 958.00		Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). property +		\$40.00 per				TOTAL FEES ENCLOSED =	\$ 958.00			Amount to be refunded	\$			charged	\$	a. <input type="checkbox"/>	A check in the amount of \$ _____ to cover the above fees is enclosed.			b. <input checked="" type="checkbox"/>	Please charge my Deposit Account No. 05-0840 in the amount of <u>\$ 958.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.			c. <input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-0840. A duplicate copy of this sheet is enclosed.			NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.				<u>SEND ALL CORRESPONDENCE TO:</u> ELI LILLY AND COMPANY PATENT DIVISION/MJS LILLY CORPORATE CENTER		 SIGNATURE <hr/> Mark J. Stewart NAME		<u>April 23, 2001</u> Date		43,936 REGISTRATION NUMBER	(317) 276-0280 TELEPHONE NUMBER
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09/830323

JC03 Re PCT/PTO 24 APR 2001

IN THE UNITED STATES RECEIVING OFFICE (USRO)

Applicants: Fatima Emitsel Yakubu-Madus, et al.

International Application No.: PCT/US00/15548

Filed: June 6, 2000 (06.06.00)

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DIABETES

Lilly Reference: X-11921

Earliest Priority Date: June 21, 1999 (06.21.99)

Certificate Under 37 C.F.R. § 1.10

Attention: DO/EO
Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir/Madam:

"Express Mail" mailing label number: EL559725913US

Date of Deposit: April 24, 2001

I hereby certify that the following attached paper or fee

Transmittal Letter to the United States Designated/Elected Office (US) concerning a filing under 35 U.S.C. 371 of the International Application identified above is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Bellee Thomas
(Typed or printed name of person mailing paper)

Bellee Thomas
(Signature of person mailing paper or fee)